IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

MONDAY, THE 18TH DECEMBER 2006 / 27TH AGRAHAYANA 1928

WP(C).No. 33159 of 2006(V)

PETITIONER:

C.MOIDEENKUTTY, AGED 47 YEARS,
S/O.MUHAMMED HAJI, PRAKKAL HOUSE,
P.O.VALLUVAMBRAM, MALAPPURAM, (U.P.S.A.,
GOVERNMENT V.H.S.S., PULLANUR, MALAPPURAM).

BY ADV. SRI.ESM.KABEER
SRI.ABDUL MAJEED.N

RESPONDENTS:

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1. THE DEPUTY DIRECTOR OF EDUCATION,
MALAPPURAM.

2. THE DISTRICT EDUCATIONAL OFFICER,
MALAPPURAM.

BY GOVT. PLEADER SRI. A.J. VARGHESE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No.33159 OF 2006

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Dated this the 18th day of December, 2006

JUDGMENT

Petitioner challenges Ext.P1. It is an order of transfer, which is stated to be in the middle of the academic year. Petitioner has preferred Ext.P2 before the first respondent against Ext.P1.

2. When this matter came up today, learned Government Pleader on instruction submits that there were reasons for transferring the petitioner. There were complaints raised against him and in fact an enquiry was also conducted and in such circumstances, petitioner came to be transfered, though in the middle of the academic year, he submits. I feel that a decision should be taken on Ext.P2. Counsel for the petitioner has been given a copy of the enquiry report of the DEO, Malappuram.

Without expressing any view on the merits of the matter, the writ petition is disposed of directing the first respondent to consider and take a decision on Ext.P2 in accordance with law, after hearing the petitioner within a period of three weeks from the date of receipt of a copy of this judgment.

(K.M. JOSEPH, JUDGE)

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K.M.JOSEPH, JJ.

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W.A. No. OF

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JUDGMENT

Dated this the day of February, 2006.